

UNITED STATES DISTRICT COURT

DISTRICT OF SOUTH CAROLINA

COLUMBIA DIVISION

)

UNITED STATES OF AMERICA)

ex rel. [REDACTED])

)

Plaintiff,)

)

v.) Civil Action No. 3:12-2011-CMC

)

ELI LILLY & COMPANY,) FILED UNDER SEAL

)

Defendant.)

)

**PLAINTIFF'S NOTICE OF UNOPPOSED VOLUNTARY DISMISSAL WITHOUT
PREJUDICE PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 41(A)(1)**

NOTICE IS HEREBY GIVEN that pursuant to Federal Rule of Civil Procedure 41(a)(1), Plaintiff/Relator [REDACTED] voluntarily dismisses the above captioned action without prejudice to the government.

Pursuant to 31 U.S.C. § 3730(b)(3), Defendant has not been served with the Complaint, which was filed under seal as required by 31 U.S.C. § 3730(b)(2). Defendant thus has neither answered Plaintiff's Complaint, nor filed a motion for summary judgment. Accordingly, this matter may be dismissed without prejudice and without an Order of the Court. Plaintiff/Realtor [REDACTED] is informed that the United States consents to this dismissal.

Jan. 2, 2013

s/John S. Simmons

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